IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 2972 of 2000

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

==========

1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

YUNUS IBRAHIM TURK

Versus

STATE OF GUJARAT

Appearance:

MS SEJAL K MANDAVIA for Petitioners

MR SAMIR DAVE for Respondent-State

CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 16/11/2000

ORAL JUDGEMENT

#. Heard the learned counsel for the parties.

#. The learned counsel for the petitioner states that she is instructed by the officer of the Department that the proposal made for appointment of the petitioner on

the post of Beat Guard by the Principal Conservator of Forest to the State Government has been accepted and the posting order would have been given by now. To this extent what the learned counsel for the petitioner submits that the grievance made by petitioner does not survive.

#. However, Ms.Sejal Mandavia, learned counsel for the petitioner submits that the appointment has to be given to the petitioner from the date on which the persons who were placed below him in the merit list have been given appointment.

#. For this grievance, the petitioner first to make a representation to the Principal Conservator of Forest and he will consider the same in accordance with law. If such a representation is made it is expected of the Principal Conservator of Forest of the State of Gujarat to decide the same within a period of two months from the date of receipt of writ of this order. Where the claim of petitioner for giving him appointment from the date on which the persons who were placed lower in merits than him and given appointment is not acceptable, a reasoned order be passed and a copy of the same be sent to the petitioner by registered post A.D. The special civil application and Rule stands disposed of accordingly with no order as to costs. However, liberty is granted to the petitioner for revival of this special civil application in case of difficulty.

.....

(sunil)